

CITY OF LINCOLN/LANCASTER COUNTY

CONTRACT AWARD NOTIFICATION
SPECIFICATION NO.03-034
ANNUAL REQUIREMENTS FOR
PROVIDING VENDING SERVICES FOR
VARIOUS BUILDINGS WITHIN THE CITY OF LINCOLN
AND LANCASTER COUNTY

DATE: June 2, 2003

CONTRACT PERIOD: March 20, 2003 thru March 19, 2006

CONTRACTOR: LinPepCo Snack Company
1901 Windhoek Drive
Lincoln, NE 68512

PURCHASING DIVISION
K-STREET COMPLEX
440 SOUTH 8TH STREET
LINCOLN, NEBRASKA 68508
(402) 441-7410

Company Representative: Myron Jensen
Telephone No.: 402/423-7335
FAX No.: 402/4230-0582
E-Mail Address: mjensen@linpepco.com

THE CITY/COUNTY'S SPECIFICATIONS AND THE CONTRACTOR'S ACCEPTED PROPOSAL AND PRICING SCHEDULES, NOW ON FILE IN THE OFFICE OF THE CITY CLERK AND/OR THE COUNTY CLERK, ARE ADOPTED BY REFERENCE AND ARE AS FULLY A PART OF THIS CONTRACT FOR THE ABOVE-NAMED COMMODITY AS IF REPEATED VERBATIM HEREIN.

Contract documents, motion carried February 11, 2003

NO ACTION NEED BE TAKEN BY THE CONTRACTOR AT THIS TIME. ORDERS FOR MATERIAL WILL BE MADE AS NEEDED BY THE VARIOUS CITY/COUNTY DEPARTMENTS.

DEPARTMENTS REQUIRING CATALOGS AND/OR PRICING SCHEDULES SHALL NOTIFY THE CONTRACTOR DIRECTLY.

Original Contract to: Contractor
Public File
B.C. Project Manager

CONTRACT DOCUMENTS

LINCOLN-LANCASTER COUNTY PUBLIC BUILDING COMMISSION

FOR

Vending Services for various buildings within the City of Lincoln and Lancaster County

(AS PER SPEC. 03-034)

CONTRACTOR: Linpepco Snacks

LINCOLN-LANCASTER COUNTY PUBLIC BUILDING COMMISSION

CONTRACT AGREEMENT

THIS CONTRACT, made and entered into this 20 day of MARCH, 2003 by and between Linpepco Snack, 1901 Windhoek Dr., P.O. Box 22703, Lincoln, NE 68542-2703 hereinafter called contractor, and the Lincoln-Lancaster County Public Building Commission, hereinafter called the Building Commission.

WITNESS, that:

WHEREAS, the Building Commission has caused to be prepared, in accordance with law, Specifications, Plans, and other Contract Documents for the Work herein described, and has approved and adopted said documents and has caused to be published an advertisement for and in connection with said Work, to-wit:

Providing vending services for various buildings within the City of Lincoln and Lancaster County, RFP 03-034

and,

WHEREAS, the Contractor, in response to such advertisement, has submitted to the Building Commission, in the manner and at the time specified, a sealed Proposal in accordance with the terms of said advertisement; and,

WHEREAS, the Building Commission, in the manner prescribed by law has publicly opened, read aloud, examined, and canvassed the Proposals submitted in response to such advertisement, and as a result of such canvass has determined and declared the Contractor to be the highest responsible bidder for the said Work for the sum or sums named in the Contractor's Proposal, a copy thereof being attached to and made a part of this Contract;

NOW, THEREFORE, in consideration of the sums to be paid to the Building Commission and the agreements herein contained, the Contractor and the Building Commission have agreed and hereby agree as follows:

The Contractor agrees to (a) furnish all tools, equipment, supplies, superintendence, transportation, and other construction accessories, services, and facilities; (b) furnish all materials, supplies, and equipment specified to be incorporated into and form a permanent part of the complete work; (c) provide and perform all necessary labor in a substantial and workmanlike manner and in accordance with the provisions of the Contract Documents; and (d) execute construct, and compete all Work included in and covered by the Building Commission's award of this Contract to the Contractor, such award being based on the acceptance by the Building Commission of the Contractor's Proposal, or part thereof, as follows:

EQUAL EMPLOYMENT OPPORTUNITY: In connection with the carrying out of this project, the contractor shall not discriminate against any employee or applicant for employment because of race, religion, color, sex or national origin. The Contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment, without regard to their race, religion, color, sex or national origin. Such action shall include, but not be limited to, the following: employment, upgrading, demotion or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other compensation; and selection for training, including apprenticeship.

The Building Commission agrees to accept twenty (20 %) percent commissions based on gross revenues for each machine with a guaranteed annual commission of ten thousand dollars (\$10,000) per contract period. for the performance of the Work embraced in this Contract, the Contractor agrees to pay as full compensation. Contractor also agrees to provide to the Building Commission a one time sum of \$5,000 upon signing of this contract. Payment thereof to be made in the manner provided by the Building Commission:

The Contract Documents comprise the Contract, and consist of the following:

1. The Instructions to Bidders
2. The Accepted Proposal
3. The Contract Agreements
4. The Specifications
- * 5. The Standard Specifications
 - a. General Conditions
 - b. General Specifications

These Contract Agreements, together with the other Contract Documents hereinabove mentioned, form this Contract, and the are as fully a part of the Contract as if hereto attached or herein repeated.

The Contractor and the Building Commission hereby agree that all the terms and conditions of this Contract shall by these presents be binding upon themselves, and their heirs, administrators, executors, legal and personal representatives, successors, and assigns.

IN WITNESS WHEREOF, the contractor and the Building Commission does hereby execute this contract.

EXECUTION BY LINCOLN-LANCASTER CO. PUBLIC BUILDING COMMISSION

CONTRACT APPROVED AS TO FORM:

Nana W. Pappas
Attorney for Building Commission

L.L.C. PUBLIC BUILDING COMMISSION

Larry Hudson
Chairperson

EXECUTION BY CONTRACTOR

IF A CORPORATION:

LinPepto Snack Company

Name of Corporation

1901 Wimbush Drive, Lincoln, NE 68512

Address

ATTEST:

Steve Fink

Secretary

(Seal)

By: *Steve Fink*

Duly Authorized Official

President

Legal Title of Official